

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DAVID ZAIRE,

Plaintiff,

v.

No. 9:03-CV-629
(FJS/RFT)

THOMAS WELCH, Correction Counselor at
Clinton Correctional Facility;
R. JOYCE CARVER, Deputy Commissioner/
Designee for the NYS Department of
Correctional Services; ANGELO
JUSTINIANO, Deputy Commissioner/
Designee for the NYS Department
of Correctional Services,

Defendants.

APPEARANCES:

OF COUNSEL:

DAVID ZAIRE
Plaintiff, *Pro Se*
83-A-2242
Clinton Correctional Facility
Box 2000
Dannemora, N.Y. 12929

HON. ANDREW M. CUOMO
Attorney General of the
State of New York
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MARIA MORAN, ESQ.
Assistant Attorney General

FREDERICK J. SCULLIN, JR., S.D.J.:

ORDER

Presently before the Court is Magistrate Judge Randolph F.

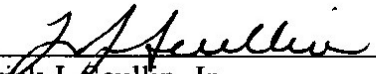
Treece's March 10, 2008 Report-Recommendation in which he recommends that defendants' motion for an Order striking Plaintiff's IFP status be denied and no objections to said Report-Recommendation having been filed, the Court

ORDERS that the Report-Recommendation of Magistrate Judge Randolph F. Treece filed March 10, 2008 is, for the reasons stated therein, **ACCEPTED** in its entirety and the Court further

ORDERS that defendants' motion for an Order striking Plaintiff's IFP status is **DENIED**.

IT IS SO ORDERED.

DATED: March 31, 2008
Syracuse, New York



Frederick J. Scullin, Jr.
Senior United States District Court Judge